

PROVO RIVER DISTRIBUTION SYSTEM
MINUTES OF SPECIAL MEETING HELD
January 14, 1988

Pursuant to the Notice from the office of the State Engineer, and to call by the Chairman, the Board of Directors of the Provo River Distribution System convened at 1:00 P. M. in Court Room 311 of the Utah County Courthouse.

Chairman J. Edwin Ure presided.

On roll call, the following were present:

J. Edwin Ure, Chairman	Group 1 Kamas Valley Canals
Sherman A. Giles	Group 2 Upper Provo, East Heber Valley
Harvey Van Wagoner, Vice-Chair.	Group 3 Upper Provo, West Heber Valley
Carl H. Carpenter	Group 4 Provo City Canals
Stanley H. Roberts	Group 5 East Provo Canals
Kenneth R. Gillman	Group 6 Provo Bench Canals
Mack A. Anderson	Group 7 Provo Reservoir Water Users Company
Jack M. Gardner, Secty.-Treas.	Group 8 Provo River Water Users Association
Ferrell Knight	Group 9 Upper Provo Individual Rights

Present for State Engineer's Office were:

Edward D. Feldt	District Eng.-Division of Water Rights
Lee H. Sim	Distribution Eng.-Div. of Water Rights
Harold Donaldson	Adjudication Eng.-Div. of Water Rights
John L. Larson	Adjudication Eng.-Div. of Water Rights

Also present were:

M. Wayne Hillier
Stanley H. Roberts, Jr.
Carly Burton
David S. Humphreys
M. Ronald Vance
Daryl Devey

Merrill C. Bingham

Lloyd Provost

MWD of Provo City
Provo River Commissioner
Utah Power & Light Company
Utah Power & Light Company
Utah Power & Light Company
Central Utah Water Conser-
vancy District
Provo City Water and Waste
Water
Heber City, Utah

Mr. Sim opened the meeting and inquired if there were any changes in officers or directors, and was advised that the officers and directors remained the same. He then introduced Edward D. Feldt, and advised that Mr. Feldt is District Engineer for the Provo River and Utah Lake District. He then introduced Harold Donaldson, Adjudication Engineer and his assistant John Larson.

Mr. Donaldson and Mr. Larson gave a presentation of the status of the general adjudication of water rights in the Utah Lake Jordan River Drainage which includes all the tributaries thereto, one of which is the Provo River and its tributaries.

It was noted that each water user, individually or as an entity who claims a bonafide water right in the drainage are required to file with the State Engineer a water users claim describing the source, point or points of diversion, uses, place of use, priority, etc. The State Engineer prepares maps on which the claims are plotted and prepares a priority schedule and inventories of all claims filed. Water Users have opportunity to review the information and to file protests, etc., which are reviewed at hearings. Ultimately the information is submitted to the courts and a decree is issued as the final determination of water rights in the river system. Failure to file a timely claim can cause forfeiture of a water right.

Mr. Sim presented the agenda of the meeting and then turned the meeting over to Chairman Ure.

CORRECTION, ADOPTION OF MINUTES OF SPECIAL MEETING, JANUARY 13, 1987

It was noted that the minutes had been published and the reading of the minutes had been waived.

Thereupon there being no corrections, Director Knight moved that the minutes be adopted, seconded by Director Van Wagoner and carried unanimously.

FINANCIAL REPORT OF 1986 AND DELINQUENT ACCOUNTS:

Mr. Sim then presented the 1987 Financial Report and delinquent accounts as prepared by the State Engineer. The Financial Report is attached hereto and made a part of these minutes.

Director Giles moved that the Financial Statement be accepted. The motion was seconded by Director Van Wagoner and carried unanimously.

It was noted that the delinquent water assessments amounted to a total due of \$876.86. Of this amount \$574.70 was from 7 accounts out of 50 delinquent accounts that were over 2 years old.

It was noted that at the annual Board meeting held January 12, the Board had passed a resolution that Commissioner Roberts follow through with the collection of the largest accounts delinquent Numbers 195 and 176 and to follow through with the adjudication that is underway to determine which rights are bonafide and collectable. It was noted that the Board had passed a resolution in 1986 whereby the Board recommended to the State Engineer that delinquent assessment accounts be charged a late penalty of \$5.00 or 10% whichever is greater to be added to the account annually and that a 1% per month interest charge be added to each month or part thereof that the payment is late.

COMMISSIONER & DEPUTY COMMISSIONER'S REPORT

Commissioner Roberts presented the 1987 annual report noting that the 1985 and 1986 annual reports would be out by the first of March.

Whereupon Commissioner Roberts called on Deputy Commissioner Giles for his report of distribution of the Wasatch Division during the past irrigation season.

Deputy Commissioner Giles noted that the winter of 1986-87 was very mild. The water year was below normal in moisture content.

The spring of 1987 was drier than normal resulting in the irrigation season starting at least two weeks earlier than usual. Most of the canals had water in them by the middle of April.

Due to the below average snow pack and early spring, the runoff on the Provo River was earlier in the season than normal and the river never reached the peak flows that we have been accustomed to. The Provo River peaked on May 19 with a total flow of 1219 c.f.s. at the Midway upper bridge and the natural river at 817 c.f.s.

For the distribution we were able to supply 100 percent of first class rights through June 24 and 60 percent through the remainder of June. Due to some good summer rains we were able to supply 70 percent of the first class rights through July and 65 percent through August and September.

In the Heber Valley, two canals, Timpanogos and Extension, with fourteenth class water rights and some storage at the head of the river were shut off dry and were out of water on June 30.

Because of the light winter and the restrictions placed on some of the reservoirs by the Forest Service, we were only able to store about 60 percent of the capacity of the reservoirs at the head of the Provo. With the storage we had and some water from the Duchesne Tunnel, we were able to make the exchange for the users in the Kamas Valley for their water

stored in the Deer Creek Reservoir.

Deputy Commissioner Giles then stated that he enjoyed his work as Deputy Commissioner on the Provo River in 1987 and thanked the people who worked with him. The Water Users on the Provo River, the Provo River Distribution System, Commissioner Roberts, the State Engineer's office, the Provo River Water Users Association for its help in making equipment and operators available to build rock diversion dams along the upper Provo.

Commissioner Roberts reported that this year proved to be much different from the wet ones of recent time. There was minimal runoff due to lack of snow and thus stream flows were low all year.

Deer Creek Reservoir was declared full May 4 and remained full until June 3.

Class "A" rights were reduced to 80 percent for the period June 29 through July 20; 90 percent through August 6, and 100 percent for the rest of the summer.

An historic event occurred on September 18 when Utah Power and Light ceased operation at its Olmsted Hydro Plant. The pipeline in the canyon is now part of the Central Utah Project and will be used to convey C.U.P. water to the Orem Treatment Plant and into the Jordan Aqueduct Reach 4 for delivery to the ~~Reverton~~ Treatment Plant.

JORDAN

Distribution on the Provo River is going to be complicated by the intervention of C.U.P. now being delivered water into the U.P. & L. flume. The Class "A" rights including Provo Bench Canal will now have to be allowed to flow down the river and pass the Murdock Diversion Dam. In prior years these waters were diverted into the flume and delivered below the Murdock Diversion Dam and the river was regulated much easier than will now be required. Commissioner Roberts explained that Provo River Water Users Association was storing all the natural flow of the Provo River. That storage water was being released to MWD of Salt Lake City and Orem City and diverted at the Olmsted flume. MWD of Salt Lake City's water is being pumped into the Salt Lake Aqueduct up to a maximum of 65 c.f.s. Some C.U.P. Deer Creek Reservoir storage water is being released to keep Provo River flowing 100 c.f.s. between Deer Creek and the Olmsted Diversion Dam as was agreed

to by the U. S. Bureau of Reclamation and C.U.P. as part of the categorical exclusion under the impact report covering the C.U.P. The releases were intended to be from Jordanelle after completion at which time there would be water stored in Jordanelle for these releases. It was however inadvertently made subject to C.U.P. water in Deer Creek Reservation.

Commissioner Roberts noted that as of January 11th, 1988, the water content and percent of normal at the Trial Lake and Timpanogos measuring stations were as follows:

Trial Lake 7.6" of water - 51% of average

Timpanogos Divide 5.2" of water - 43% of average

Commissioner Roberts expressed his appreciation to the Board, State Engineer and others for their cooperation in the 1987 season.

BUDGET AND ASSESSMENT, 1988

Chairman Ure advised Mr. Sim that a budget and assessment had been prepared at the annual meeting on Tuesday the 12th of January and asked Secretary Gardner to present the budget. The prepared budget and assessment was distributed and Secretary Gardner noted the changes made and that \$49,500.00 had been budgeted and that the assessment was left the same as the previous year of \$44,100. The Trust Fund has about \$9,000 and with next years interest of about \$1,000 is sufficient to make up the difference.

Director Carpenter moved that the budget and assessment be approved. Director Anderson seconded the motion and it carried unanimously.

The budget and assessment are attached hereto and made a part of these minutes.

STATE ENGINEER ADVISED OF RECOMMENDATION OF COMMISSIONER AND
DEPUTY COMMISSIONER

Chairman Ure advised Mr. Sim that at the annual meeting held on the 12th day of January that Stanley H. Roberts, Jr. had been chosen as the recommended Provo River Commissioner and Sherman A. Giles as Deputy Commissioner for the ensuing year.

Mr. Sim stated he would take the recommendations under advisement and present the same to the State Engineer and expressed his appreciation for the cooperation of the Commissioners.

ADJOURNMENT

There being no further business Director Giles moved the meeting adjourn. Director Gillman seconded the motion and it carried unanimously. The meeting adjourned at 2:15 P.M.

Date Approved: _____

Jack M. Gardner
Secretary

REPORT DATE: 01/07/88

To All Water User's of the Provo River Distribution System:

1987 FINANCIAL STATEMENT

A. BALANCE of Distribution Trust Funds January 1, 1987:
\$9,054.05

B. RECEIPTS:

(1) Regular Assessments:	\$43,875.50
(2) Delinquent Penalties:	238.84
(3) Annual Interest Earned:	0.00

TOTAL RECEIPTS: 44,114.34

C. EXPENDITURES (see attached): (45,077.73)

D. BALANCE of Distribution Trust Funds December 31, 1987:
\$8,090.66

SUBMITTED BY:

Robert L. Morgan, P. E.
STATE ENGINEER

PREPARED BY:

Boyd Strout
DISTRIBUTION ACCOUNTANT

Annual interest for 1987 has not been included on the 1987 Financial Statement but should be approximately \$1,000.00.

REPORT DATE: 01/07/88

PROVO RIVER

1987 BUDGET EXPENDITURES

ITEM NO.	DESCRIPTION	AMOUNT BUDGETED	AMOUNT EXPENDED	ITEM BALANCE

Commission Roberts				
1.	-----SALARY	\$15,188.48	\$15,188.48	\$0.00
2.	-----SOCIAL SECUR.	1,085.96	1,086.00	0.04
3.	-----RETIREMENT	1,822.61	1,822.52	0.09
4.	-----TRAVEL EXP.	790.00	779.65	10.35

Dep. Commissioner Giles				
5.	-----SALARY	13,667.03	13,667.03	0.00
6.	-----SOCIAL SECUR.	977.20	977.20	0.00
7.	-----RETIREMENT	1,615.44	1,615.54	0.10
8.	-----TRAVEL EXP.	2,315.00	2,306.22	8.78

10.	BONDING EXPENSE	100.00	100.00	0.00
11.	HEALTH & LIFE INS.	4,800.00	4,892.07	92.07
12.	OFFICE & SUPPLIES EX.	550.00	410.82	139.19
14.	TELEPHONE EXPENSE	300.00	159.43	140.57
15.	COMMITTEE EXPENSE	2,100.00	2,012.27	87.73
16.	ANNUAL REPORT	650.00	0.00	650.00
17.	EQUIP. & SUPPLIES EX.	600.00	60.50	539.50
18.	MISCELLANEOUS EXP.	38.28	0.00	38.28

1987 BUDGETARY TOTALS:		\$46,600.00	\$45,077.73	\$1,522.27

Health and Life Insurance premium for 1987 was \$4,892.07 for the Commissioner and the Deputy Commissioner.

The 1987 Budget established \$4,500 for this item leaving a deficit of \$392.07

Three Hundred Dollars was transferred from the Bonding Insurance Expense to supplement the Health & Life Insurance premiums.

Ninety-two Dollars and Seven Cents has been taken from other budgeted items to cover the remaining deficits.

PROVO RIVER DISTRIBUTION SYSTEM

1988 Budget

1988 Budget Item:	Description of Budget Items	Amount Approved: 1988
1.	Commissioner's Salary	\$ 16,000.00
2.	Deputy Commissioner's Salary	14,400.00
2-A	Comm. & Dep. Comm. Matching Soc. Sec. Tax (.0751)	2,283.00
2-B	Comm. St. Retirement (.12)	1,920.00
2-C	Dep. Comm. St. Retirement (Non-contributory (.1182))	1,702.00
2-D	Deputy Comm. Trainee (contractual)	400.00
3.	Office Rent	300.00
4.	Travel Expense	3,300.00
4-A	Commissioner's Travel Expense .31/mile	
4-B	Dep. Comm.'s Travel Expense .38/mile	
5.	Field Equipment and Supplies	100.00
6.	Office Equipment and Supplies	250.00
7.	Commissioner's Annual Report - 1988	650.00
8.	Commissioner's Telephone Expense	300.00
9.	Committee Expense	1,200.00
10.	Bonds and Insurance Premiums	200.00
11.	Install & Maintain Weirs & Recorders	500.00
12.	Utah Water Users Association	900.00
13.	Miscellaneous Expenses	95.00
14.	Health Insurance - Comm. & Dep. Comm.	5,000.00
TOTAL 1988 BUDGET		\$ 49,500.00
DISTRIBUTION BOARD TOTAL 1988 ASSESSMENT		44,100.00
CENTRAL UTAH WATER CONSERVANCY		
DISTRICT 1988 ASSESSMENT		6,000.00
(For Commissioner's extra work compensa- tion, Salary, Soc. Sec. Tax, St. Retire- ment, mileage expenses)		